

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

APPEAL FROM ORDER No 512 of 1988

Hon'ble MR.JUSTICE Y.B.BHATT

=====

1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

KANTILAL VELJIBHAI SAVLA

Versus

BALCHANDBHAI M THAKKR

Appearance:

MR NV SOLANKI for Appellant
MR SV RAJU for Respondents No.1 to 4
MR SN SHELAT for Respondent No. 5

CORAM : MR.JUSTICE Y.B.BHATT

Date of decision: 03/12/98

ORAL JUDGEMENT

1. This is an appeal under Order 43, Rule 1, CPC at the instance of the original plaintiff. The order impugned in the present appeal appears to be a common order passed in two different suits. In this context learned counsel for respondent no.4 places on record a Xerox copy of the final order passed in Regular Civil Suit no.504/87, showing that the suit filed by the plaintiff-appellant has been disposed of. The said

counsel also makes a statement that the other suit (which had been filed by the present respondent no.4) has also been disposed of. Under the circumstances the present appeal no longer survives and is accordingly disposed of with no order as to costs.

2. Liberty to apply in case of necessity.

3. All office objections except court fees are dispensed with.

03.12.1998 (Y.B. BHATT J.)